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10 *Attorneys for Defendants*  
11 *IRICO GROUP CORP. and*  
*IRICO DISPLAY DEVICES CO., LTD.*

12  
13 **UNITED STATES DISTRICT COURT**  
14 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
15 **SAN FRANCISCO DIVISION**  
16

17 IN RE: CATHODE RAY TUBE (CRT)  
18 ANTITRUST LITIGATION,

) Case No. 3:07-cv-05944-JST  
)  
)

) MDL No.: 1917  
)  
)

19 THIS DOCUMENT RELATES TO:

) **STIPULATION AND ~~[PROPOSED]~~**  
) **ORDER RE THE AMENDED**  
) **DECLARATION OF ZHAOJIE**  
) **WANG AND IRICO'S AMENDED**  
) **MOTIONS TO DISMISS**  
)  
)

20 *ALL DIRECT PURCHASER ACTIONS*  
21 *ALL INDIRECT PURCHASER ACTIONS*  
22

) Judge: Honorable Jon S. Tigar  
)  
)

1 Direct Purchaser Plaintiffs (“DPPs”), Indirect Purchaser Plaintiffs (“IPPs”)   
2 (jointly, “Plaintiffs”), and Defendants Irico Display Devices Co., Ltd. (“Irico Display”) and Irico   
3 Group Corporation (“Irico Group”) (together, “Irico”), by and through undersigned counsel,   
4 hereby stipulate as follows:

5 WHEREAS, on May 1, 2018, the Court entered a stipulation and order setting a schedule   
6 for jurisdictional discovery, motion briefing, and a hearing on jurisdictional issues in the DPP   
7 Action, ECF No. 5282;

8 WHEREAS, on July 18, 2018, Irico Group and Irico Display filed their Motions to   
9 Dismiss for Lack of Subject Matter Jurisdiction in the DPP Action supported in part by the   
10 Declarations of Mengquan Guo and Zhaojie Wang, ECF Nos. 5312 and 5313;

11 WHEREAS, on July 18, 2018 and August 13, 2018, the Court entered orders setting a   
12 schedule for jurisdictional discovery in the IPP Action, and motion briefing and a hearing on   
13 jurisdictional issues in the IPP Action, and continued the hearing date in the DPP Action, ECF   
14 Nos. 5317 and 5323;

15 WHEREAS, on October 9, 2018, the Court entered the parties’ stipulation to amend the   
16 jurisdictional discovery deadline, briefing schedule, and hearing date, ECF No. 5340.

17 WHEREAS, on November 5, 2018, the Court entered the parties’ stipulation to amend   
18 jurisdictional discovery deadline, briefing schedule, and hearing date, ECF No. 5361;

19 WHEREAS, on January 30, 2019, the Court entered the parties’ stipulation to amend the   
20 jurisdictional discovery schedule and the briefing schedule for Irico’s motions to dismiss and to   
21 conduct the depositions of Mengquan Guo, Zhaojie Wang, and Wenkai Zhang in Hong Kong   
22 during the week of March 4, 2019.

23 WHEREAS, on March 1, 2019, Irico Group and Irico Display filed their Motions to   
24 Dismiss for Lack of Subject Matter Jurisdiction in the IPP Action supported in part by the   
25 Declarations of Mengquan Guo and Zhaojie Wang, ECF Nos. 5392-1 and 5393-1;

26 WHEREAS, Irico has represented that Mr. Guo fell ill and was unable to travel to Hong   
27 Kong for his planned deposition; and

28 WHEREAS, given Mr. Guo’s unavailability for deposition, counsel for Irico and

1 Plaintiffs have met and conferred regarding the withdrawal of the Declaration of Mengquan Guo  
2 In Support of Irco Defendants' Motions to Dismiss for Lack of Jurisdiction, ECF Nos. 5312-1,  
3 5313-1, 5392-1, & 5393-1, Irco's submission of an Amended Declaration of Zhaojie Wang, and  
4 the need to file amended motions to dismiss supported by Mr. Wang's Amended Declaration,  
5 and related scheduling changes;

6 WHEREAS, counsel for Irco and Plaintiffs have agreed that 1) Irco will withdraw Mr.  
7 Guo's declarations and submit in their place an Amended Declaration of Zhaojie Wang which  
8 will contain verbatim the relevant language of the withdrawn Guo declaration; 2) Irco will  
9 submit amended motions to dismiss supported by Mr. Wang's Amended Declaration which will  
10 be identical to the previous motions except that references to Mr. Guo's declarations will be  
11 replaced by references to Mr. Wang's amended declarations; and 3) the due dates for DPPs'  
12 opposition brief(s) and Irco's corresponding reply brief(s) will be extended by one week, but  
13 that the briefing and hearing schedule will otherwise remain the same.

14 IT IS HEREBY STIPULATED AND AGREED, by and between counsel for Irco and  
15 Plaintiffs, that:

- 16 1. The Declaration of Mengquan Guo, ECF Nos. 5312-1, 5312-1, 5392-1, & 5393-1,  
17 is withdrawn by Irco;
- 18 2. Irco shall file the amended declaration of Zhaojie Wang and amended motions to  
19 dismiss in the DPP and IPP matters no later than March 19, 2019, and such  
20 amended motions shall supersede its earlier filed motions (ECF Nos. 5312, 5313,  
21 5392, and 5393);
- 22 3. The amendments to the Wang declaration shall not materially differ from the  
23 language contained in the withdrawn Guo declaration, except that it may contain  
24 an additional paragraph describing Wang's personal knowledge and his review of  
25 the documents Irco has submitted in support of its motions to dismiss;
- 26 4. The amendments to the motions to dismiss shall be limited to substituting  
27 references to the amended Wang declaration in place of references to the  
28 withdrawn Guo declaration;

- 1           5.       DPPs and IPPs retain all objections to the amended Wang declaration;
- 2           6.       DPPs' opposition to Irico's amended motion to dismiss shall be due on or before
- 3               April 1, 2019;
- 4           7.       Irico's reply in support of its amended motion to dismiss shall be due on or before
- 5               May 2, 2019;
- 6           8.       All other deadlines with respect to the briefing of Irico's motions to dismiss shall
- 7               remain the same and the hearing shall remain set for May 30, 2019, at 2:00 p.m.
- 8           9.       The discovery cutoff is extended through March 26, 2019 to allow for the
- 9               rescheduled deposition of Professor Donald C. Clarke, one of Irico's witnesses.

10   Dated: March 15, 2019

11   /s/ R. Alexander Saveri

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*Attorneys for Defendants Irico Group Corp. and*  
*Irico Display Devices Co., Ltd.*

1 PURSUANT TO STIPULATION, IT IS SO ORDERED.

2  
3 Dated: March 19, 2019

By: 

Jon S. Tigar  
United States District Judge